

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-07
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R 201605Z JAN 78
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TO SECSTATE WASHDC 6074
INFO AMEMBASSY BERLIN
AMEMBASSY BONN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
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C O N F I D E N T I A L SECTION 1 OF 2 USBERLIN 0159

E O 11652: XGDS-1
TAGS: PGOV WB GE BQG
SUBJ: SOVIET PROTESTS ON VARIOUS MATTERS

REF: USBERLIN 0135

SUMMARY: SOVIETS PROTESTED TO BRITISH AS ALLIED CHAIRMEN
ON JANUARY 17 ON DELAY IN PAYING GDR REICHSBAHN AT NEW
RATES FOR ALLIED MILITARY TRAINS; ABOUT CDU/CSU BUNDESTAG
FRAKTION MEETING IN BERLIN; AND ABOUT ALLIED ORDINANCE FOLLOWING
SPANDAU LOCK AGREEMENT. END SUMMARY.

1. FIRST SECRETARY TYUTYUNOV FROM
SOVIET EMBASSY EAST BERLIN ACCOMPANIED BY KHOROKHORDIN PAID
CALL ON BRITISH PROTOCOL OFFICER JANUARY 17 TO RAISE THREE
ITEMS. BRITISH REPORT FOLLOWS.

2. REICHSBAHN TARIFFS. TYUTYUNOV NOTED THAT ON DECEMBER 22
PERRIN, THEN CHAIRMAN ALLIED POLAD, HAD GIVEN
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ASSURANCES THAT THE BUNDESBAHN HAD BEEN INSTRUCTED TO PAY
THE REICHSBAHN IN ACCORDANCE WITH NEW TARIFFS FOR "ALLIED
MILITARY TRAINS" (SIC) RETROSPECTIVE TO APRIL 1, 1977.
HOWEVER NO SUCH PAYMENTS HAD BEEN MADE AND THE MATTER
HAD AGAIN BEEN RAISED IN BONN WITH THE FRG TRANSPORT MINISTRY.
THE LATTER HAD TOLD GDR REPRESENTATIVES THAT THEY WERE
NOT AWARE OF ANY ALLIED DECISION IN THE MATTER AND THUS

HAD NO INTENTION OF PAYING THE NEW TARIFFS DEMANDED.
THEY DID HOWEVER OFFER TO HAVE A FURTHER MEETING WITH
THE REICHSBAHN TO CONTINUE TALKS.

3. TYUTYUNOV ASKED HOW THIS WAS TO BE UNDERSTOOD;
SUCH BEHAVIOR ON THE PART OF FRG AUTHORITIES COULD ONLY
HAVE A NEGATIVE EFFECT SINCE IT CALLED INTO QUESTION AND
DAMAGED THE CREDIBILITY OF THE WORD OF THE ALLIES. MARSHALL
(BRITISH PROTOCOL OFFICER) SAID MATTER WOULD BE LOOKED
INTO BUT IT SEEMD LIKELY TO HIM THAT THERE WAS A
SIMPLE FAILURE OF COMMUNICATIONS.

4. BRITISH HERE HAVE COMMENTED TO US THAT THIS IS THE
SOVIET DEMARCHE WHICH THEY HAD HOPED TO FORE-
STALL BY ASKING ALLIED EMBASSIES IN BONN TO INSURE
THAT BUNDESBAHN PROMPTLY PAID SUMS DUE TO REICHSBAHN.

5. COMMENT: ALLIED DEPUTY POLADS HERE HAVE AGREED
THAT AS A PART OF BRINGING TYUTYUNOV'S STATEMENT
TO BONN'S ATTENTION WE WOULD ALL REVIEW EARLIER REQUESTS
FOR DISPATCH IN SETTLING THIS MATTER ONCE AND FOR ALL.
WE WILL WISH TO REPLY TO TYUTYUNOV AS SOON AS WE KNOW
THE PAYMENT HAS INDEED BEEN MADE. END COMMENT.

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6. CDU/CSU BUNDESTAG FRAKTION MEETING AT THE

REICHSTAG. TYUTYUNOV COMPLAINED (REFTEL, PARA 4) STRONGLY ABOUT THE AGENDA OF THIS MEETING WHICH DEALT "WHOLLY AND EXCLUSIVELY WITH INTERNAL FRG PROBLEMS." ACCORDING TO TYUTYUNOV THESE DISCUSSIONS WERE ON SUBJECTS FAR REMOVED FROM THE SPIRIT AND LETTER OF THE QA INSOFAR AS MAINTAINING AND DEVELOPING TIES BETWEEN THE FRG AND WEST BERLIN WERE CONCERNED.

7. TYUTYUNOV STATED THAT MEETING SHOULD RATHER BE SEEN AS A PRO-VOCATION DESIGNED TO BRING INTO QUESTION THE RELEVANT PROVISIONS OF THE QA. THERE WAS NO QUESTION THAT BUNDESTAG FRAKTIONEN COULD MEET IN THE WESTERN SECTORS FROM TIME TO TIME ("THAT IS TO SAY NOT TOO OFTEN"). SUCH MEETINGS SHOULD BE TO DISCUSS ONLY MATTERS PERTAINING TO WEST BERLIN; WHAT WAS CURRENTLY HAPPENING WAS DISCUSSION OF AN AGENDA DEALING ONLY WITH QUESTIONS PERTINENT TO THE FRG. THESE FRG POLITICIANS WERE BEHAVING AS IF THE WESTERN SECTORS WERE A LAND OF THE FRG WHERE THEY COULD
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MAKE THEIR PREPARATIONS FOR BUNDESTAG DEBATES; THEIR INTENTION WAS TO INCREASE TENSION AND UPSET RELATIONS HERE. TYUTYUNOV HELD "THIS MUST NOT BE ALLOWED TO HAPPEN AGAIN". ONCE AGAIN HE REQUESTED THE ALLIES TAKE APPROPRIATE MEASURES TO PUT A STOP TO SUCH MANIFESTATIONS.

8. SPANDAU LOCK: TYUTYUNOV SAID THAT PARA 2 OF BK/O (77)11 WAS "NEITHER VALID NOR ACCEPTABLE" BUT WATERWAYS TO WHICH IT REFERRED WERE PART OF THE BERLIN INLAND WATERWAYS SYSTEM UNDER GDR JURISDICTION. STATEMENT IN THAT PARAGRAPH HAD NO BASIS IN LAW AND COULD IN NO WAY ALTER THE FACT THAT THESE WATERS HAD ALWAYS BELONGED TO THE GDR. MARSHALL SAID THIS WAS UNACCEPTABLE AND THAT PARAGRAPH UNDER DISCUSSION HAD SET OUT THE ALLIED POSITION AND WAS NOT FOR ARGUMENT.

9. TYUTYUNOV THEN WENT ON TO SAY THAT HE HAD FOUND THE SEQUENCE OF EVENTS IN THE SPANDAU LOCK NEGOTIATIONS RATHER DIFFICULT TO FOLLOW. THE BK/O WAS DATED NOVEMBER 30; THE AGREEMENT WAS SIGNED DECEMBER 1; THE BK/O APPEARED IN THE OFFICIAL GAZETTE ONLY ON DECEMBER 13. HE CONCLUDED BY REPEATING THAT HE WANTED TO MAKE IT CLEAR THAT, WHATEVER ALLIED VIEWS WERE, THE BK/O IN NO WAY CHANGED THE EXISTING SITUATION.

10. BRITISH HAVE OBSERVED THAT ON THIS POINT THEY SEE NO NEED TO ADD TO WHAT MARSHALL SAID UNLESS THE MATTER IS RAISED AGAIN. IN POINT OF FACT ALLIED ORDER WAS FIRST REFERRED TO IN TAGESSPIEGEL ON DECEMBER 2 AND LATER IN DIE ZEIT ON DECEMBER 9. SOVIETS

WERE APPARENTLY ASLEEP AT THE SWITCH.
HOWEVER BRITISH HAVE REMINDED THE SENAT THAT UNDER
BK/O(64)4 ALLIED LAWS MUST BE PUBLISHED "FORTHWITH"
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IN THE OFFICIAL GAZETTE AND THE SENAT HAD DULY NOTED THIS.
GEORGE

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